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OGC Has Reviewed

Executive
Director of Central Intelligence
Deputy Executive

4 August 1949

Status of CIA Relative to Civil Service Commission under
Public Law 110

1. The General Counsel and I visited Mr. Baruch, Chief of the Classification Division, Civil Service Commission, at his request on 4 August to discuss subject problem.

2. Mr. Baruch stated the Commissioners had voted that Section 7 and Section 10 of Public Law 110 exempts this Agency from the provisions of the Classification Act. He reaffirmed the position previously taken by his subordinates who have been handling CIA job classification audits and himself that it was their desire to withdraw from certifying CIA jobs classification-wise due to the fact that, in many cases, we had not furnished the full factual information on which an accurate job audit must be based. He stated that both he and the Commission fully understand the situation, and while they wish to continue to be as helpful as possible, they do not desire the continued responsibility of certifying classifications.

4. Mr. Baruch is now preparing a reply to the Director's letter on this subject which will include:

a. The position of the Commission with respect to Public Law 110.

b. The Commission's willingness to continue to assist the Agency in classification problems when called upon to do so.

c. A statement of the understanding of the Commission that this Agency, in its internal administration of job classification and salary structure, will continue to be governed by the provisions of the Classification Act.

5. Our meeting was most amicable, and Mr. Baruch seemed quite pleased with the result.

6. We also went into the problem of the status of individuals who have acquired Civil Service status, and with respect to retirement privileges for Government employees. These matters will not be affected in any way by the agreement we have reached with the Commission.

7. The General Counsel has previously discussed this matter informally with the GAO, which has indicated that there will be no difficulty in connection with payroll audits when we establish our own jobs without Civil Service certification.

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cc: Personnel Officer -- (The data contained in this memo is to be given

General Counsel -- no publicity.)

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